

12 SEP 1994

08/295782

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

18-85970 PVT

U.S. APPLICATION NO. (If known, see 37 CFR 1.51)

INTERNATIONAL APPLICATION NO.

PCT/JP93/00286

INTERNATIONAL FILING DATE

8 March 1993

PRIORITY DATE CLAIMED

17 March 1992 (earliest)

TITLE OF INVENTION

DEPSIPEPTIDE DERIVATIVES, PRODUCTION THEREOF AND USE THEREOF

APPLICANT(S) FOR DO/EO/US

Hitoshi NISHIYAMA, et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☒ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:  
Notice of Priority  
PCT/IB/304  
PCT/IB/308

17. ☒ The following fees are submitted:

Basic National Fee (37 CFR 1.492(a)(2)-(5)):

Search Report has been prepared by ( ) IPO or JPO..... \$830.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)  
..... \$640.00

No international preliminary examination fee paid to USPTO (37 CFR 1.482)  
but international search fee paid to USPTO (37 CFR 1.445(a)(2)).. \$710.00

Neither international preliminary examination fee (37 CFR 1.482) nor  
international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$950.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)  
and all claims satisfied provisions of PCT Article 33(2)-(4)..... \$90.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

CALCULATIONS PTO USE ONLY

\$ 830.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30  
months from the earliest claimed priority date (37 CFR 1.492(e)).

Claims	Number Filed	Number Extra	Rate
Total Claims	9 - 20 =	0	X \$22.00
Independent Claims	5 - 3 =	2	X \$74.00
Multiple dependent claims(s) (if applicable)			+ \$230.00

TOTAL OF ABOVE CALCULATIONS =

\$ 978.00

Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement  
must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).

SUBTOTAL =

\$ 978.00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30  
months from the earliest claimed priority date (37 CFR 1.492(f)).

TOTAL NATIONAL FEE =

\$ 978.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be  
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +

TOTAL FEES ENCLOSED =

\$ 978.00


Amount to be:  
refunded \$  
charged \$

- a. ☒ A check in the amount of \$ 978.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
overpayment to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

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24,618

REGISTRATION NUMBER

08/295782  
05 Rec'd PCT/JP93

12 SEP 1994

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION: Hitoshi NISHIYAMA, et al.  
INTERNATIONAL APPLICATION NO: PCT/JP93/00286  
INTERNATIONAL FILING DATE: 8 March 1993  
FOR: DEPSIPEPTIDE DERIVATIVES, PRODUCTION THEREOF AND USE THEREOF

REQUEST FOR PRIORITY UNDER 35 USC 119,  
THE INTERNATIONAL CONVENTION AND THE  
PATENT COOPERATION TREATY

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

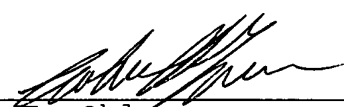
Sir:

In the matter of the above-identified application for patent, notice is hereby given that the Applicant claims as priority dates 17 March 1992 and 15 October 1992, the filing dates of the corresponding Convention Applications filed in Japan. The corresponding Convention Applications bear Serial Number 4/92070 and 4/305093.

The Certified Copy of the corresponding Convention Application was submitted to the International Bureau in PCT Application Number PCT/JP93/00286 filed on 8 March 1993. Receipt of the certified copy by the International Bureau in a timely manner under PCT Rule 17.1(a) has been acknowledged as evidenced by the attached PCT/IB/304.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

  
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